

LEWIS & CLARK NRD MINUTES

February 16, 2023

Chair Weinandt called the February 16, 2023, meeting of the Lewis & Clark Natural Resources District (LCNRD) Board of Directors to order at 1:32 p.m. in the conference room at the LCNRD office. Chair Weinandt stated to the public present that prior notice of the meeting had been publicized according to policy designated by the board. Chair Weinandt announced that a copy of the Open Meetings Act is located on the west wall of the meeting room. Roll call of members. Present: Christensen, Condon, Johnson, Kollars, Kramer, and Weinandt. Absent: Armstrong, Heine, Hoelsing, Schmidt, and Steffen.

CONSENT AGENDA

Consent agenda reviewed. *It was moved by Kollars, seconded by Kramer to approve minutes of the January 19, 2023, board meeting and the January 20 to February 16, 2023, consent agenda, excluding check #23741 to Chris Johnson for \$2,137.50. The consent agenda includes financial reports, cost share approvals, claims, corrections, and additions (attached to file copy of minutes). Roll call vote: AYE: Christensen, Condon, Johnson, Kollars, Kramer, and Weinandt. NAY: None. ABSENT: Armstrong, Heine, Hoelsing, Schmidt, and Steffen. Motion carried (6-0-5).*

Steffen entered meeting at 1:37pm and Armstrong at 1:39pm.

DIRECTOR & AGENCY ACTIVITIES & REPORTS

Review of Open Meetings Act and Director Responsibilities: Weinandt reviewed information provided to directors by a meeting held at LCNRD on February 9th and at the NRD Legislative Conference by attorneys from BWJ Law Group on director responsibilities and virtual meeting requirements. *It was moved by Kollars, seconded by Kramer to include in the director's policy; the ability of a director to join board meetings virtually that have not been advertised as virtual public meetings, for the purpose of hearing board activities, and they must be counted absent. Directors will not be able to participate, take action, or vote when attending a meeting virtually that has not been advertised as a virtual public meeting. Roll call vote: AYE: Armstrong, Christensen, Condon, Johnson, Kollars, Kramer, Steffen, and Weinandt. NAY: None. ABSENT: Heine, Hoelsing, and Schmidt. Motion carried (8-0-3).*

RC&D & Wau-Col Activities. Sudbeck reported on the February 2nd Wau-Col meeting. No report for RC&D.

NARD Activity & NARD Conference: Kramer reported on NARD activities. Kramer, Christensen, Heine, Kollars, Schmidt, Steffen, and Weinandt reported on the Legislative Conference held in Lincoln.

Natural Resources Commission (NRC): Jeff Steffen reported on NRC activities.

NRCS Report: Rebekah Poppe, District Conservationist, reviewed current NRCS activities, a report was provided in the director packet.

Bazile GMA Updates: Lisa Lauver, Bazile Groundwater Management Area Coordinator and Jeremy Milander, UNL Bazile Extension Educator, provided reports that were included in the director packet.

Schmidt entered the meeting at 2:31pm.

Rural Water Advisory Committee: Weinandt and Fiedler reported on CKRWP activities and presented recommendations from the February 9, 2023; meeting of the Cedar Knox Rural Water Project Advisory Committee as follows:

- *To approve minutes of the January 12, 2023, Cedar Knox Rural Water Project Meeting.*
- *To approve expenses from January 13, 2023, to February 9, 2023, as presented.*
- *To offer CKRWP customers a \$25.00 credit on their water account when they report an unknown leak, one credit given per leak occurrence, to the first customer to report the leak.*
- *To approve an additional land payment for the plant site in March 2023.*
- *To approve the water service connection for Stanley & Kelly Uhing in Sec 14 T33N R2W, Autumn Oaks Lot 1 in Knox County, and to include a Low Pressure Acknowledgement.*

It was moved by Kramer, seconded by Kollars to approve the Cedar Knox Rural Water Project report and each recommendation as stated above. Roll call vote: AYE: Armstrong, Christensen, Condon, Johnson, Kollars, Kramer, Steffen, and Weinandt. ABSTAIN: Schmidt. NAY: None. ABSENT: Heine and Hoelsing. Motion carried (8-1-0-2).

Kramer left meeting at 3:20pm.

Water Resources Committee: Weinandt reported on and presented recommendations of the water resources committee, it was moved by Condon, seconded by Johnson to approve the Water Resources Committee report and each recommendation as stated below.

1. Chris Bartak expanded acres permit X-23005 for 9 acres in the NWSE Section 36, T29N, R5W.
2. John Lange expanded acres permit X-23006 for 133 acres in the SE Section 17, T29N, R1W.
3. Ryan & Janel Loecker expanded acres permit X-23007 for 32 acres in the NENW Section 13, T33N, R1W.
4. Richard & Mary Ann Feilmeier Trustees expanded acres permit X-23008 for 28 acres in the SWSW & SESE S1/2NW, NWNW & NENE N1/2SW Section 36, T31N, R2E.
5. Christopher & Michaela Jessen expanded acres permit X-23009 for 76 acres in the N1/2SW Section 3, T32N, R4W.
6. Keith Pinkelman expanded acres permit X-23010 for 35 acres in the NWSE Section 19, T30N, R3W.
7. Gary & Teresa Lammers expanded acres permit X-23011 for 26 acres in the NENW Section 1, T32N, R1E.
8. Jeff & Mary Leise expanded acres permit X-23012 for 23 acres in the SENW Section 25, T31N, R1E, and variance V-23001 for irrigating more than 160 acres with 3 or more wells.
9. Jeff & Mary Leise expanded acres permit X-23013 for 8 acres in the W1/2SESE Section 30, T31N, R2E, and variance V-23002 for irrigating more than 160 acres with 3 or more wells.

Roll call vote: AYE: Armstrong, Christensen, Condon, Johnson, Kollars, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: Heine, Hoelsing, and Kramer. Motion carried (8-0-3).

ADMINISTRATIVE ACTIVITIES

Audit and Budget Preparation Agreements: Sudbeck presented the audit engagement letter and budget development engagement letter with Dana F. Cole & Company. It was moved by Kollars, seconded by Schmidt to approve the audit engagement letter with an estimated cost of \$15,675 with 55% paid by the NRD and 45% paid by CKRWP and the budget development engagement letter with Dana F. Cole & Company with 50% paid by NRD and 50% paid by CKRWP. Roll call vote: AYE: Armstrong, Christensen, Condon, Johnson, Kollars, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: Heine, Hoelsing and Kramer. Motion carried (8-0-3).

Expanding Longitude 103 Agreement for On-line Portal. Sudbeck presented to the board the potential to expand the Longitude 103 Agreement to include an on-line portal for reporting crop activities or water use required by the district. Full consensus of the board is to participate with other NRDs and/or partners in expanding the Longitude 103 agreement to include an on-line portal for producer reporting. Development of the portal will include one time development costs and annual cost that will be dependent upon participation by others.

Manager's Report: Sudbeck provided an update and reviewed items from the Manager's Report attached to file copy of the minutes.

Certification of Irrigated Acres: None.

Staff Reports: Reports for Hochstein, Lammers, Trenhaile, A. Fiedler, and Ravenkamp were provided in the director packet.

EXCUSED ABSENCES - CORRESPONDENCE REVIEW

Excused absences - Heine.

It was moved by Condon, seconded by Kollars to approve check #23741 to Chris Johnson for \$2,137.50. Roll call vote: AYE: Armstrong, Christensen, Condon, Kollars, Schmidt, Steffen, and Weinandt. ABSTAIN: Johnson. NAY: None. ABSENT: Heine, Hoelsing, and Kramer. Motion carried (7-1-0-3).

ADJOURN

It was moved by Schmidt, seconded by Kollars to adjourn the meeting at 4:10 pm. Roll call vote: AYE: Armstrong, Christensen, Condon, Johnson, Kollars, Schmidt, Steffen, and Weinandt. NAY: None. ABSENT: Heine, Hoelsing and Kramer. Motion carried (8-0-3).

MEMBERS PRESENT

Curtis Armstrong
Carly Christensen
Dave Condon
Chris Johnson
Dan Kollars
Marcel Kramer
Russ Schmidt
Jeff Steffen
Matt Weinandt

GUESTS PRESENT

Annette Sudbeck, Manager
Scott Fiedler, CKRWP Program Manager
Kristi Hochstein, Office Coordinator
Myles Lammers, Water Resources Coordinator
Colton Krusemark, Bazile Area Technician
Becky Ravenkamp, Bow Creek Coordinator
Reed Trenhaile, I&E Technician
Rebekah Poppe, NRCS District Conservationist

I, the undersigned Secretary for the Lewis & Clark Natural Resources District, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Board of Directors on February 16, 2023 and that all of the subject included in the foregoing proceeding were contained in the agenda for at least twenty four hours prior to said meeting; the minutes of the Chair and Board of Directors of said district were in written form and available for public inspection within ten working days and prior to the next convened meeting of the said body, that all news media requesting notification of the time and place of said meeting and the subject to be discussed at said meeting.

Board Secretary